1

File No. AFD. 90. FGL 70

MYSORE GOVERNMENT SECRETARIAT

Notes/Correspondence/Collection

Department: A&F Section: Forest B.

Subject:— W.P. 685/70. Sri M. Manjegowda Vs State
Dispute regarding disposal of land in S.No. 91 of
Bhakkaranalli Belur Tq. Hassan Dist

Earlier References:—

Later References:—

20-3-70
7-12-71

(Classification A/B/C)

7/12/71

Notes Pages: 10
Correspondence Pages: 67
For/Not for Section Note Book
To be destreyed after: 1994

A
1/4/84

Vatsalya

Under Secretary to Government.

Indexed

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS, EXPORTERS & MANUFACTURERS

TELEPHONE: 266527-28-29
TELEGRAMS: "NIRANJAN"

POST BOX No. 445
NAGINDAS CHAMBERS
167, P. D'MELLO ROAD
BOMBAY-1 BR.

Your Ref.

Our Ref.

Belgaum and District Forest Officer, Belgaum to allot us additional 50 acres in the above Survey number as long back as 6/8 months ago. We have not been favoured with the allocation so far. Therefore we are approaching your goodself in this matter. Your early orders will be very much appreciated.

We are pleased to inform you Sir, our development work both at Belgaum and Bellary is progressing satisfactorily.

Thanking you,

Yours sincerely,
for N.Jivanlal & Co., (Private) Ltd.

Director

Branch Office:
N. J. & CO. PRIVATE LTD.
12/90 CONNAUGHT CIRCUS,
NEW DELHI.

Regd. Office:
50, PRINCESS STREET, BOMBAY 2-BR
TELEPHONE: 23152

Associates
N. J. & CO. (CAL.) PRIVATE LTD.
1, MULLICK STREET,
CALCUTTA 7.

Sl. No. 1

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS, EXPORTERS & MANUFACTURERS

TELEPHONE: 266527-28-29
TELEGRAMS: "NIRANJAN"

POST BOX No. 445
NAGINDAS CHAMBERS
167, P. D'MELLO ROAD
BOMBAY-1 BR.

Your Ref. CM.M. 290/70 20-2-70

Our Ref.

Camp: Bangalore
(Madras Woodlands)
February 19, 1970.

R. & I. SECTION
A. & P. D.
No. 08392
Date 25 FEB 1970

The Hon. Chief Minister of Mysore,
Bangalore.

Respected Sir,

Sub: Our Chemical Industry in Belgaum District of Mysore State

We have been allotted 50 acres land on the bank of Ghataprabha in Survey No.342 of Managutti village for the construction of Factory premises, Godown, quarters etc. and for developing the Nursery for multiplying the roots for onward transplantation in the main plantation.

After reserving the rocky area of about 25/30 acres for construction purposes, the present remaining area of 20 acres is not found sufficient for developing the Nursery for multiplying the root cuttings. In fact, Sir, during 1969 even though we had ploughed and kept ready over 100 acres for transplantation, for want of sufficient root cuttings we could only cover small area and thus the major portion of our main ploughed plantation area as to be kept blank.

Therefore we had requested the Chief Conservator of Forests, Bangalore, Conservator of Forests,

Contd.....

Branch Office:
N. J. & CO. PRIVATE LTD.
12/90 CONNAUGHT CIRCUS,
NEW DELHI.

Regd. Office:
50, PRINCESS STREET, BOMBAY 2-BR
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Belgaum and District Forest Officer, Belgaum to allot us additional 50 acres in the above Survey number as long back as 6/8 months ago. We have not been favoured with the allocation so far. Therefore we are approaching your goodself in this matter. Your early orders will be very much appreciated.

We are pleased to inform you Sir, our development work both at Belgaum and Bellary is progressing satisfactorily.

Thanking you,

Yours sincerely,
for N.Jivanlal & Co., (Private) Ltd.

Director

Copy with compliments to the Minister for Forests, Government of Mysore, Bangalore.

Copy to the Chief Conservator of Forests in Mysore, Bangalore.

Sl No. 3 6 5

Sub: Belgaum Dist - Gokaprabha Division - Refn. of m/s N. Jivanlal & Co for grant of additional 50 acres of land out of R.S. No. 342 of Managutti for constructing factory.

AFD-97-FCL70

CEF

In inviting ref. to representation dated 19.2.70 of m/s N. Jivanlal & Co, addressed to C.M. (copy enclosed), I am directed to request you to send your proposal indicating the following:

(i) whether the land leased has been fully utilised by the Company.

(ii) If so what are all the activities of the company.

I am directed to request you to offer your remarks regarding availability of the additional area required for.

An early reply is requested

J/t

ISSUED
Date 12/3/70

Copy to C.F. Belgaum along with a copy of representation for furnishing the information above to CEF. for necessary action.

10/3/70
S.O. A&R

Copy of representation dated 19-2-1970 from M/s. Jn.N.Jivanlal & Co., Private Ltd., Bombay, to the Chief Minister, Government of Mysore, Bangalore.

Sub: Our Chemical Industry in Belgaum District of Mysore State.

We have been allotted 50 acres land on the bank of Ghataprabha in Survey No.342 of Mann Managutti village for the construction of Factory premises, godowns, quarters etc. and for developing the Nursery for multiplying the roots for onward trans-plantation in the main plantation.

After reserving the rocky area of about 25/30 acres for construction purposes, the present remaining area of 20 acres is not found sufficient for developing the Nursery for multiplying the root cuttings. In fact, Sir, during 1969 even though we had ploughed and kept ready over 100 acres for transplantation, for want of sufficient root cuttings we could only cover small area and thus the major portion of our main ploughed plantation area as to be kept blank.

Therefore we had requested the Chief Conservator of Forests, Bangalore, Conservator of Forests, Belgaum and District Forest Officer, Belgaum to allot us additional 50 acres in the above Survey number as long back as 6/8 months ago. We have not been favoured with the allocation so far. Therefore we are approaching your goodself in this matter. Your early orders will be very much appreciated.

We are pleased to inform you Sir, our development work both at Belgaum and Bellary is progressing satisfactorily.

Thanking you.

SL NO: 4

8

GOVERNMENT OF MYSORE

No. AFD 97 FGL 70.

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 12/3/1996

FROM

The *Secretary to the Government of Mysore*
Agriculture & Forest Department.

To

The Chief Conservator of Forests
in Mysore, Bangalore.

Sir,

Sub: Belgaum District - Gataprabha Division - Representation of M/s. N.Jivanlal & Co., for grant of additional 50 acres of land out of F.S.No.342 of Manegutti for constructing factory.

In inviting reference to representation dated 19-2-1970 of M/s. N.Jivalal & Co., addressed to Chief Minister (copy enclosed), I am directed to request to send you proposal indicating the following:-

1) whether the land leased has been fully utilised by the company

2) if so what are all the activities of the company.

I am directed to request you to offer your remarks regarding availibility of additional area requested for

An early reply is requested.

Yours faithfully,

o/c 11.3.96

(N.Shantha Raju)
Section Officer,
Agri. & Forest Department.

Copy to Conservator of Forests, Belgaum along with a copy of representation for furnishing the necessary information to Chief Conservator of Forests.

---

hns/10-3/

R.A. NAIK

10

AFD 97 FGL 70

August 18, 1970

Dear Shri.Sharma,

I had written to you under my D.O. letter of even Number dated August 2, 1970, requesting for a report regarding the extent of utilization of land leased to Messrs. N.Jivanlal & Co. by 15th instant or so, as the parties had represented to the Chief Minister regarding the delay in the disposal of their request. I am sorry to say that no report has been received from you so far. Would you kindly get in touch with the local Forest Officers, on telephone, if necessary, and let me have your report by 22nd instant?

Yours sincerely,

(R.A. Naik)

Shri.Y.M.L.Sharma,
Chief Conservator of Forests
in Mysore, New Public Offices,
BANGALORE-1.

R.A. NAIK
Secretary to Government,
Agriculture and Forest Dept

D. O. No. AFD 97 FGL 70

VIDHANA SOUDHA,
BANGALORE-1,
POST BAG NO. 345

August 18, 1970

Dear Shri.Sharma,

I had written to you under my D.O. letter of even Number dated August 2, 1970, requesting for a report regarding the extent of utilization of land leased to Messrs. N.Jivanlal & Co. by 15th instant or so, as the parties had represented to the Chief Minister regarding the delay in the disposal of their request. I am sorry to say that no report has been received from you so far. Would you kindly get in touch with the local Forest Officers, on telephone, if necessary, and let me have your report by 22nd instant?

Yours sincerely,

(R.A. Naik)

Shri.Y.M.L.Sharma,
Chief Conservator of Forests
in Mysore, New Public Offices,
BANGALORE-1.

Copy of the letter No.IND.GEN.35/67-68, dated 6-7-70, from the Divisional Forest Officer, Belgaum Division, Belgaum, to the Chnservator of Forests, Belgaum Circle, Belgaum, and copy to the Chief Conservator of Forests in Mysore, Bangalore.

Sub: Belgaum District Ghataprabha Division - Representation of M/s.N.Jivanlal and Co.for grant of additional 50 acres of land out of F.S.No.342 of Mangutti for constructing Factory. etc.

Ref: Your No.IND.GEN.282(1)67-68 dt.22-4-70, and Chief Conservator of Forests in Mysore, Bangalore's No.B3.GFL.945/69-70 dated 29-3-70, and 16-6-70.

As informed by M/s.N.Jivanlal and Co.(Pvt) Ltd., Sutgatti, they have brought about 100 acres of land under cultivation at Chigrimal area of 518 acres.

As regards grant of 50 acres land for developing nursery in Survey No.342 of Mangutti Village, I have to state that the same is adjoining the area already granted. The area now applied for will be abutting the Reservoir of the Ghataprabha Project.

Under the circumstances action as deemed fit may kindly be taken in the matter. The sketch of the area asked for is enclosed in triplicate.

Copy

Chief Conservator of Forests.

Mb/

Sl. No. 6.

AFD 6251 FA 70 19/8/70 19 13

C. F. No. 45]

GOVERNMENT OF MYSORE

Tele gram / phone

OFFICE OF THE

CHIEF CONSERVATOR OF FORESTS,

in Mysore, Bangalore,

No. B3-GFL-945/69-70.

Encls. One

Date 18/8/ 1970.

To

The Secretary to Government,

Agriculture and Forest Department,

BANGALORE.

Sir,

Sub:-Belgaum District - Ghataprabha Division representation of M/s.N.Jivanlal and Co. for grant of additional 50 acres of land out of F.S.No.342 of Mangutti for constructing Factory etc.

Ref:-Your D.O.No.AFD-97-FGL-70 Dated 3-8-70.

I enclose herewith a copy of letter No. 1100-GFR 35/6768 Dated 6-7-70 received from the Divisional Forest Officer, Belgaum on the above subject.

From the above letter and also in pursuance of a Trunk telephone talk with the Divisional Forest Officer, it is ascertained that out of the 518 acres of land given to them they have already cultivated Rosha grass over an area of 100 acres and now they have planted up another 100 acres.

They have at present an area of 50 acres earmarked for Nursery and building constructions. They are requesting for the grant of an additional 50 acres adjacent to their present nursery site for expansion of the nursery.

As the Policy of Government is to encourage industries, there is no objection from the Department to grant this additional 50 acres provided the firm undertakes to cultivate the entire area of 518 acres and establish the Industry in another couple of years. In this connection it is to be pointed out that once the lands are ~~xxxx~~ conceded the firms take their own time to conform to the specifications of the grant. As such it is suggested that this additional area of 50 acres may be conceded with a condition that the area will revert to Government if the firm does not bring it under cultivation within a couple of years.

Yours faithfully,

Chief ~~Conservator of Forests~~

N.

Telegram: "NIRANJAN"

Telephone No.: 266527-28-29
P. O. Box No. 445.

AFD 7880 FA70
20/10/70

14

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS & EXPORTERS

Branch Office :
N. J. & Co. Private Ltd.
12/90, Connaught Circus, New Delhi.

Associates:
N. J. & Co., (Cal.) Private Ltd.,
1, Mullick Street, Calcutta 7.

Registered Office: 50, Princess Street, Bombay 2. BR

Nagindas Chambers,
167A, P. D'Mello Road,
BOMBAY 1 BR

Our Ref.

Ref.

Camp: Bangalore

Dy. Secy., A & S
No. 2258-17/10

Dt. 15-10-1970

To

The Secretary to Government,
Agriculture and Forest Department,
Govt. of Mysore, Vidhana Soudha, Bangalore-1.

Sir,

40273

Sub:- Request for Additional 50 acres of land for development of Nursery Plantation in Managutti Forest Survey No.342 adjoining our present leased land of 50 Acres.

REGISTERED
19 OCT 1970

Secy., A & S
No. 7080
16/10.

The Government of Mysore has been pleased to give us the the facilities for setting up our chemical Industry in Belgaum Division vide

(1) Govt. Order No. AFD 214 FGL 68 of 15-1-1969
(2) Govt. Order No. AFD 315 FGL 68 of 8-10-1968.

Our request for additional 50 Acres land, we understand, is pending before your goodself.

In this connection, our Mr.N.B.H.Kulkarni met your goodself on the 14th October 1970 and explained to you our view point.

We shall thank you to kindly issue early Government Order, leasing the additional area of 50 Acres for raising Nursery Plantation.

As regards the lease rent, we request you to charge the same at the rate of Rs.25/- per Acre per year as per clause No.1-a,b,c,d,e of Government Order No. AFD 214 FGL 68 of 15-1-1969.

Thanking you,

Yours faithfully
For N.JIVANLAL & CO., PRIVATE LTD.,

DIRECTOR

Gb
16/x

DS

Sri R
20/x

Sl.No.7

15 (2)

Sub: Forest Department - Grant of 50 acres of land in F.S.No.342 of Mangutti Village, Belgaum Division in favour of M/S N. Jivanlal and Co., Ltd., Bombay for raising nurseries - Sanctioned.

PROCEEDINGS OF THE GOVT. OF MYSORE.

ORDER NO.AFD ~~313~~ 97 FGL 70.

DATED BANGALORE THE AUGUST 1970.

With reference to letter No.B3-GFL-945/69-70 dated the 18th August 1970 of the C.C.F. in Mysore, Bangalore on the subject mentioned above, the Governor is pleased to accord sanction for grant of 50 acres of land ~~in~~ on lease basis out of F.S.No.342 of Mangutti village, Belgaum Division in favour of M/S N.Jivanlal & Co., Ltd., Bombay for raising nurseries required by the Firm subject to the following conditions:-

(1) The period of lease shall be 30 years renewable for a further period of 30 years at the discretion of Government.

(2) The Company shall pay a rent of Rs. 150/- per acre per year. Government however reserve the right to revise the rate earlier if necessary in a manner advantageous to Government if circumstances so warrant.

(3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years.

(4) The Company should not use the land for any purpose other than the purpose for which it is leased.

(5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the Company to the Department without claiming any compensation what soever within 3 months from the date of the notice.

(6) The lease is liable for cancellation, if ~~the~~ any of the above conditions are violated.

The C.C.F. is directed to take further action in the matter.

p.t.o.

16

This order issues with the concurrence of Finance Department vide their ~~xxxx

Sl. No. 8

17 14

DRAFT.

SECRET

No.AFD 97 FGL 70

CABINET NOTE.

Sub: Forest Department - Belgaum District - Ghattaprabha - Mangatti Village S.No.342 - Request of M/s. N.Jivanlal & Co. to grant additional 50 acres of land for ~~construction of factory~~ raising nurseries.

---

(1) Flag A

I In G.O.No.AFD 214 FGL 68 dated 15-1-1969, an extent of 518 acres 4 guntas of land in F.S.No.82 to 88 and 91 to 103 of Chigrimal, Halbhavi Village, Belgaum Taluk & District was ordered to be granted on lease basis to M/s. N.Jivanlal & Co., Bombay for setting up a factory for extraction of essential oils and for raising all kinds of essential oil yielding grasses.

(2) Flag B

II In G.O.No.AFD 315 FGL 68 dated 8-10-68, an extent of 50 acres of land out of F.S.No.342 of Mangutti village and coupe No.28 of F.S.No.XXXIX of Belgaum was ordered to be granted on lease basis for putting up factory, staff quarters, nurseries etc.

(3) p4.

III M/s. Jivanlal & Co. in their representation dated 19-2-1970 represented to grant another 50 acres of land in F.S.No.342 of Mangatti for raising nurseries as the area granted for the purpose has become in adequate due to the fact that 25/30 acres of rocky area has been reserved for construction of quarters etc.

(4) p10.

IV When the C.C.F. has been consulted he has reported on 18-8-70 that he has no objection.

Note-11

V Finance Department has agreed to the proposal of leasing the additional area subject to the conditions mentioned in G.O.No.AFD 315 FGL 68 dated 8-10-1968 co-terminus with the lease period fixed for 518 acres 4 guntas of forest land previously leased to the company.

contd.2.

VI The file was submitted to the Minister for Forests on 9-9-70 with the following terms and conditions for approval, of the proposal.

1) The period of lease shall be 30 years renewable for a further period of 30 years at the discretion of Government;

2) The company shall pay a rent of Rs.150/- per acre per year. Government however reserve the right to revise the rate earlier if necessary in a manner advantageous to Govt. if circumstances so warrant;

3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years;

4) The company should not use the land for any purpose other than the purpose for which it is leased;

5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the company to the Department without claiming any compensation what soever within 3 months from the date of the notice;

6) the lease is liable for cancellation, if any of the above conditions are violated.

VII The Minister for Forests has desired to put up the case to the Cabinet.

VIII Approval of Cabinet are sought for grant of 50 acres of land in S.No.342 of Mangutte, Ghataprabha Division, Belgaum District to M/s. N.Jivanlal & Co. Bombay for raising nurseries subject to the terms and conditions mentioned at para VI above

SECRETARY TO GOVERNMENT,
AGRICULTURE & FOREST DEPARTMENT.

Sl. No. 9 19 16

DRAFT.

SECRET. No.AFD 97 FGL 70.

CABINET NOTE.

CABINET SECTION
No. C. 558/70 Date 23/12/70

Sub: Forest Department - Belgaum District - Ghattabrapha - Mangatti Village S.No.342 - Request of M/S N.Jivanlal & Co. to grant additional 50 acres of land for raising nurseries.

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(1) Flag C.

1. In G.O.No.AFD 214 FGL 68 dated 15-1-1969, an extent of 518 acres 4 guntas of land in F.S.No.82 to 88 and 91 to 103 of Chigrimal, Halbhavi Village, Belgaum Taluk & District was ordered to be granted on lease basis to M/S N.Jivanlal & Co., Bombay for setting up a factory for extraction of essential oils and for raising all kinds of essential oil yielding grasses.

(2) Flag B.

2. In G.O.No.AFD 215 FGL 68 dated 8-10-68, an extent of 50 acres of land out of F.S.No.342 of Mangutti village and coupe No.28 of F.S.No.XXXIX of Belgaum was ordered to be granted on lease basis for putting up factory, staff quarters, nurseries etc.

(3) P4

3. M/S Jivanlal & Co. in their representation dated 19-2-1970 represented to grant another 50 acres of land in F.S.No.342 of Mangatti for raising nurseries as the area granted for the purpose has become in adequate due to the fact that 25/30 acres of rocky area has been reserved for construction of quarters etc.

(4) P10

4. When the C.C.F. has been consulted he has reported on 18-8-1970 that he has no objection.

p.t.o.

5. When the file was submitted to the Minister of State for Forests on 9-9-70 he desired to put up the case to the Cabinet.

6. The following are the terms and conditions proposed for grant of 50 acres of land to M/S N.Jivanlal & Co.:

(1) The period of lease shall be co-terminus with the lease period fixed in G.O.No.AFD 214 FGL 68 dt:15-1-69 leasing 518 acres 4 guntas of land.

(2) The company shall pay a rent of Rs. 25/-per acre per year. Government however reserve the right to revise the rate earlier if necessary in a manner advantageous to Govt., if circumstances so warrant;

(3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years;

(4) The Company should not use the land for any purpose other than the purpose for which it is leased;

(5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the company to the Department without claiming any compensation what soever within 3 months from the date of the notice;

(6) The lease is liable ~~for cancellation~~ to be determined if any of the above conditions are violated.

7. F.D. have agreed to the proposal.

8. Approval of the Cabinet ~~are~~ is sought ~~for~~ to grant ~~of~~ a lease of 50 acres ~~of land~~ in S.No.342 of Mangutte, Ghataprabha Division, Belgaum District to M/S N.Jivanlal & Co., Bombay for raising nurseries subject to the terms and conditions mentioned at para 6 above.

SECRETARY TO GOVERNMENT,
A & F DEPARTMENT.

cons-truction of Factory Units, staff Quarters, warehouses, Nursery and other allied works and should be utilised within a period of 2 years.

(4) The company should not use the land for any purpose other than the purpose for which it is leased.

(5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the Company to the Department without claiming any compensation what-soever within 3 months from the date of the notice.

(6) The Company should ensure that Chemical effluents if any from the plant of the Company is properly discharged without any harm to the local inhabitants.

(7) The lease is liable for cancellation, if any of the above conditions are violated.

The Chief Conservator of Forests is directed to take further action in the matter.

This order issues with the concurrence of Finance Department vide their U.O.Note No.FD/4516/W2 dated the 4th October 1968.

By Order and in the name of
the Governor of Mysore,

S.Balasubramanyan 8/10/68

(S.Balasubramanyan)
Under Secretary to Government,
Agriculture & Forest Department.

To

The Chief Conservator of Forests in Mysore, Bangalore.
The Accountant General, Mysore, Bangalore.
M/S N.Jivanlal & Co.,(P) Ltd., Nagindas Chambers,
167, P-D'Mello Road, Bombay-1 (By Registered Post).
(BR)

Copy to:
Guard File.
Finance Department (Budget).
Proceedings volume.

N/8-10-1968.
M.G.S. M.S.(Copies)

22 18

Sub: Forest Department - Grant of 50 acres of land in F.S.No.342 of Mangutti Village, Belgaum Division in favour of M/S N.Jivanlal & Co., Ltd., Bombay for locating the Chemical Factory, Staff Quarters etc. - Sanctioned -

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PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

ORDER NO.AFD 315 FGL 68

DATED BANGALORE THE 8TH OCTOBER 1968.

Read:

(i) Government Orders No.AFD 100 FGL 67 dated 11-3-1968 and 18-3-1968.

(ii) Letter No.B3/1/GFL/38/68-69(i) dated 17-7-1968 from the Chief Conservator of Forests in Mysore, Bangalore.

Preamble:

In Government Orders dated 11-3-1968 and 18-3-1968 cited (i) above an extent of 518 acres 4 guntas of land in Belgaum Taluk was granted on lease basis to M/S N.Jivanlal & Co., Bombay, subject to certain conditions indicated therein for setting up a Chemical Industry in the State.

In letter dated 17-7-1968 cited (ii) above, on the request of M/S N.Jivanlal & Co., the Chief Conservator of Forests has recommended to grant 50 acres of land in F.S. No.342 of Mangutti Village, Belgaum District, on lease basis, for putting up the factory, staff quarters, nurseries etc., required by the firm.

ORDER

Government are pleased to grant 50 acres of land on lease basis out of F.S.No.342 of Mangutti Village and Coupe No.28 of F.S.No.XXXIX of Belgaum in favour of M/S N.Jivanlal & Co., Bombay subject to the following conditions:-

(1) The period of lease shall be 30 years renewable for a further period of 30 years at the discretion of Government.

(2) The Company should pay a rent of Rs.80/- per acre per year. Government however reserve the right to revise the rates earlier if necessary in a manner advantageous to Government if circumstances so warrant.

(3) The land should be used only for the purpose of

...2

16) The Company shall be entitled to collect, exploit, extract and utilise the entire growth on the land excepting the reserved trees mentioned in clause (6) above and to make use of the structures erected by them with the prior permission of the Divisional Forest Officer.

17) The Company is permitted to erect on the said land such structures as are necessary in connection with their raising of essential oil yielding plants and grasses, for housing their office, staff, watchmen and labourers and for keeping their equipments, implements tractor etc and for storage of their raw materials and for housing their cattle etc. The Company is also permitted to dig/bore wells within the area for their own use.

18) The lease is liable for termination if the Company does not show satisfactory progress or does not act according to any of the conditions of the lease. But the company shall not claim any compensation or damages from Government on that account and no damages or compensation will be paid. However the Company shall be permitted to exploit, extract, utilise and remove the entire tree growth except of those species mentioned in clause (6) above within a reasonable time limit to be fixed by the Conservator of Forests, Belgaum Circle.

19) The entire right over this land and reserved trees as mentioned in clause (6) above shall be that of the Government.

20) Government reserve the right to all mines, and quarries of metals, minerals, stones, Kankar and other substances that are or shall or may be found in/upon the said denised land with full power and liberty to search for, dig, get and have, take and carry away the same and to make any road or roads, way or ways or other work or works reasonably necessary for the purposes of the aforesaid.

21) All or any amount due to Government under the lease deed to be executed under this Government Order shall be recovered from the lessee as an arrear of land revenue in case of default.

22) The Company shall abide by such other terms and conditions as may be imposed by Government from time to time.

23) If any difference of opinion arises as to the interpretation of any of the clauses, the decision of the Chief Conservator of Forests, Mysore State shall be final and binding on the Company. In case the Company is not satisfied with the decisions of the Chief Conservator of Forests, Mysore State it shall have the right of appeal to Government.

The Company shall enter into the agreement with the Divisional Forest Officer, Belgaum Division incorporating the above conditions.

contd.5.

(b) 25% (twenty five percent) of the aforesaid lease rent shall be paid for the third year;

(c) 50% (fifty percent) of the aforesaid lease rent shall be paid for the fourth year;

(d) 75% (seventyfive percent) of the aforesaid lease rent shall be paid for the fifth year.

(e) full lease amount shall be paid per year from the sixth year onwards;

2) The land shall be used only for raising all kinds of essential oil yielding grasses and plants and for erecting structures connected with it;

3) The entire area open shall be fully utilised within five years;

4) The lease may be renewed by Government for a further period of thirty years subject to the lease rental not exceeding Rs.50/- (Rupees Fifty only) per year per acre or part of the acre.

5) The area shall be properly demarcated on the ground by means of boundary stones which should be kept in good repair to the entire satisfaction of the Divisional Forest Officer;

6) The Sandal, Alale, and Tamarind trees standing on the land shall be enumerated by the Forest Department and the Company shall bind itself to protect them till the trees are extracted by the Forest Department or till the expiry of the lease period whichever is earlier.

7) The Forest Department or its authorised agent shall have the right of collecting the usufruct or extracting the reserved sandal, Alale and tamarind trees mentioned in clause(6) above without any payment for the same to the Company.

8) The Company shall leave a clear belt of 2' (two feet) around each tree mentioned in clause (6) above and shall take care not to damage such tree growth or their roots;

9) The Company shall pay the value of the existing plantations in the said area as may be determined by the Forest Department. Orders regarding valuation shall issue separately.

10) Existing tree growth other than those listed in clause(6) above shall be valued by the Forest Department and the value thereof shall be paid for by the Company. Orders regarding valuation shall issue separately.

11) After payment of value of the tree growth referred to in clauses (9) & (10) above the Company shall be at liberty to extract, exploit, utilise and remove such tree growth other than those reserved trees listed in clause (6) above.

contd.3.

Sub: Forest Department - Belgaum District and Taluk Halbhavi Village - 518 acres 4 guntas in forest survey Nos.82 to 88 and 91 to 103 known as Chigrimal - lease to Messrs.N.Jivanlal & Co.(P) Ltd., Bombay for setting up a Chemical Industry Sanctioned.

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

ORDER NO.AFD 214 FGL 68,

BANGALORE: DATED: THE 15TH JANUARY 1969.

READ:

1. Govt. Order No.AFD 100 FGL 67 dated the 11th March 1968 and addendum No.AFD 100 FGL 67 dated the 18th March 1968.

2. Govt. Order No.AFD 214 FGL 66 dated the 15th October 1968.

3. Letter dated the 19th October 1968 of M/s.N.Jivanlal and Co., Private Ltd., Bombay.

4. Correspondence resting with letter No.B3.1.GFL.38/68-69 dated the 3rd December 1968 of the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

In Government Order dated the 11th March 1968, cited (1) above 518 acres 4 guntas of land in forest survey Nos.82 to 88 and 91 to 103 known as 'CHIGRIMAL' and of Halbhavi Village, Belgaum Taluk and District was leased to M/s.N. Jivanlal & Co. (P) Ltd., Bombay on certain terms and conditions for setting up a Chemical Industry. Certain modifications in the terms and conditions of the lease were effected in the Government Order dated the 15th October 1968 cited (2) above.

M/s.N.Jivanlal & Co.(P) Ltd., Bombay in their letter dated the 19th October 1968 cited (3) above have requested for certain modifications in the terms and conditions of lease. The Chief Conservator of Forests, Bangalore in his letters dated the 16th November 1968 and the 3rd December 1968 has furnished his views in the matter.

O R D E R

In supersession of the Government Orders dated the 11th March 1968, the 18th March 1968 and the 15th October 1968 cited above, Government are pleased to accord sanction to the lease of 518 acres 4 guntas of land in Forest Survey Nos.82 to 88 and 91 to 103 Known as 'CHIGRIMAL' in Halbhavi Village of Belgaum Taluk and District in favour of M/s.N.Jivanlal and Co.(P)Ltd., Bombay subject to the following conditions:-

1. The period of lease shall be thirty years in the first instance. The Company shall pay a rent of Rs.25/- (Rupees Twenty five only) per year per acre or part of an acre as under:-

(a) 10% (Ten percent) of the aforesaid lease rent shall be paid for the first two years;

..contd.2.

SECRET. 1970 AFD 97 FGL 70

28

CABINET NOTE.

Subject: C.558/70
Forest Department - Belgaum District - Ghattaprabha - Mangatti Village S.No.342 - Request of M/S N.Jivanlal & Co., to grant additional 50 acres of land for raising nurseries.

---

1. In Government Order No.AFD 214 FGL 68 dated 15-1-1969, an extent of 518 acres 4 guntas of land in F.S.No.82 to 88 and 91 to 103 of Chigrimal, Halbhavi Village, Belgaum Taluk & District was ordered to be granted on lease basis to M/S N.Jivanlal & Co., Bombay for setting up a factory for extraction of essential oils and for raising all kinds of essential oil yielding grasses.

2. In Government Order No.AFD 315 FGL 68 dated 8-10-1968, an extent of 50 acres of land out of F.S.No.342 of Mangutti village and coupe No.28 of F.S.No.XXXIX of Belgaum was ordered to be granted on lease basis for putting up factory, staff quarters, nurseries etc.

3. M/S N.Jivanlal & Co., in their representation dated 19-12-1970 represented to grant another 50 acres of land in F.S.No.342 of Mangatti for raising nurseries as the area granted for the purpose has become in adequate due to the fact that 25/30 acres of rocky area has been reserved for construction of quarters etc.

4. When the Chief Conservator of Forests has been consulted he has reported on 18-8-1970 that he has no ~~xx~~ objection.

5. When the file was submitted to the Minister of State for Forests on 9-9-1970 he desired to put up the case to the Cabinet.

6. The following are the terms and conditions proposed for grant of 50 acres of land to M/S N.Jivanlal & Co.

(1) The period of lease shall be co-terminus with the lease period fixed in G.O.No.AFD 214 FGL 68 dated 15-1-1969 leasing 518 acres 4 guntas of land.

(2) The company shall pay a rent of Rs. 25/- per acre per year. Government however reserve the right to revise the rate earlier if necessary in a manner advantageous to Government if circumstances so warrant;

(3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years;

(4) The Company should not use the land for any purpose other than the purpose for which it is leased.

(5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the company to the Department without claiming any compensation what soever within 3 months from the date of the notice;

p.t.o.

(6) The lease is liable to be determined if any of the above conditions are violated.

7. Finance Department have agreed to the proposal.

8. Approval of the Cabinet is sought to grant on lease an extent of 50 acres in S.No.342 of Mangutte, Ghataprabha Division, Belgaum District to M/S N.Jivanlal & Co., Bombay for raising nurseries subject to the terms and conditions mentioned at para 6 above.

...S...

(R.A.NAIK)
SECRETARY TO GOVERNMENT,
AGRICULTURE & FOREST DEPARTMENT.

30

Telegram: "NIRANJAN"
Telex: 011-3427

Telephone: 266527
P. O. Box No. 445

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS & EXPORTERS

Nagindas Chambers,
167, P. D'Mello Road,
BOMBAY 1 BR

Your Ref.

Our Ref.

sufficient water facilities available for irrigating our plantation.

Our development work of plantation is suffering very much in the absence of irrigation facilities, which is in turn affecting our development of production of oils and chemicals.

We have already invested large amounts exceeding Rs.3½ lakhs so far in developing our plantation and industry.

If the Mysore Government feels any necessity, we are prepared to surrender 50 acres land out of 518 acres allotted to us in Halbhavi village of Belgaum Forest Division, in exchange for additional 50 acres allocation as requested by us earlier in Survey No. 342 of Mangutti village.

Therefore we request your goodselves to allot us the additional 50 acres as recommended by the Chief Conservator of Forests in Survey No. 342 of Managutti village, Belgaum Forest Division adjoining our present nursery on the same terms and condition - vide Government Order No.AFD 214 FGL 68 of 15.1.1969.

Thanking you,

Yours faithfully,
For N Jivanlal & Co. (P) Ltd.

Copy to the Hon. Chief Minister of Mysore with a request to consider the above sympathetically.

31

Telegram: "NIRANJAN"
Telex: 011-3427

Telephone: 266527-28-29
P. O. Box No. 445.

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS & EXPORTERS

Nagindas Chambers,
167, P. D'Mello Road,
BOMBAY 1 BR

Your Ref.
Our Ref.

March 12, 1971.

CMM.220
16/3/71.

To

The Hon. Minister of State for Forests,
Government of Mysore,
B_A_N_G_A_L_O_R_E.

Sir,

Sub: Our request for additional 50 acres land in Belgaum Forest Division, Managutti village - Survey No. 342.

...

Ref: Our Agrobased, export-oriented small-scale Chemical industry in Belgaum Dt.

...

May we kindly refer you to our request for allotting us additional 50 acres land in Survey No.342 of Managutti village in Belgaum Forest Division, which is pending before your goodself for a long time.

We also refer to the discussions our Mr.N.B.H.Kulkarni and Mr.A.P.Patel had with the Hon. Chief Minister and your goodselves on 12th March 1971, when we explained, that

1) we have got dug quite a few bore wells through the Agricultural Department of Mysore Government by spending large amounts in the area of 518 acres allotted to us in Halbhavi village, Belgaum Division Forest area, for growing our Essential oil yielding plants - vide Government Order No.AFD 214 FGL 68 of 15.1.1969. But, we regret to inform you that we did not strike sufficient water in any of these wells, which is absolutely necessary for irrigating our plantation.

This is the reason why we requested for additional 50 acres in Survey No. 342 of Mangutti village, where we have

Contd.....

b/c.
M/Forests
This may be got examined early and a decision is taken. The party says they have invested huge amounts but could not get any return because of rocky soil. They are prepared to surrender this land.

Hpatil
13
SHANTARA PATIL
Minister

Branch Office:
N. J. & Co., Private Ltd.,
12/90, Connaught Circus, New Delhi.

Regd. Office:
50, Princess Street, Bombay 2 BR.
Telephone: 313152

Associates:
N. J. & Co., (Cal.) Private Ltd.,
1, Mullick Street, Calcutta 7.

17/3/71

Telegram: "NIRANJAN"
Telex: 011-3427

Telephone: 266527-28-29
P. O. Box No. 445.

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS & EXPORTERS

Nagindas Chambers,
167, P. D'Mello Road,
BOMBAY 1 BR

Your Ref.
Our Ref.

sufficient water facilities available for irrigating our plantation.

Our development work of plantation is suffering very much in the absence of irrigation facilities, which is in turn affecting our development of production of oils and chemicals.

We have already invested large amounts exceeding Rs. 3½ lakhs so far in developing our plantation and industry.

If the Mysore Government feels any necessity, we are prepared to surrender 50 acres land out of 518 acres allotted to us in Halbhavi village of Belgaum Forest Division, in exchange for additional 50 acres allocation as requested by us earlier in Survey No. 342 of Mangutti village.

Therefore we request your goodselves to allot us the additional 50 acres as recommended by the Chief Conservator of Forests in Survey No. 342 of Managutti village, Belgaum Forest Division adjoining our present nursery on the same terms and condition - vide Government Order No.AFD 214 FGL 68 of 15.1.1969.

Thanking you,

Yours faithfully,
For N Jivanlal & Co. (P) Ltd.

Copy to the Secretary to Government, Agriculture & Forest Department, Bangalore for considering our above request sympathetically.

AFD 2022 FA71 — 27/3/71

33

29

Telegram: "NIRANJAN"
Telex: 011-3427

Telephone: 266527-28-29
P. O. Box No. 445.

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS & EXPORTERS

Nagindas Chambers,
167, P. D'Mello Road,
BOMBAY 1 BR

Your Ref.

Our Ref.

March 12, 1971.

To

The Hon. Minister of State for Forests,
Government of Mysore,
B_A_N_G_A_L_O_R_E.

Sir,

Secy., A. & F.
No. 1934
Date 15/3.

Sub: Our request for additional 50 acres land in Belgaum Forest Division, Managutti village - Survey No. 342.

...

Ref: Our Agrobased, export-oriented small-scale Chemical industry in Belgaum Dt.

...

May we kindly refer you to our request for allotting us additional 50 acres land in Survey No.342 of Managutti village in Belgaum Forest Division, which is pending before your goodself for a long time.

We also refer to the discussions our Mr.N.B.H.Kulkarni and Mr.A.P.Patel had with the Hon. Chief Minister and your goodselves on 12th March 1971, when we explained, that

1) we have got dug quite a few bore wells through the Agricultural Department of Mysore Government by spending large amounts in the area of 518 acres allotted to us in Halbhavi village, Belgaum Division Forest area, for growing our Essential oil yielding plants - vide Government Ordar No.AFD 214 FGL 68 of 15.1.1969. But, we regret to inform you that we did not strike sufficient water in any of these wells, which is absolutely necessary for irrigating our plantation.

This is the reason why we requested for additional 50 acres in Survey No. 342 of Mangutti village, where we have

Contd.

15/3

15/3

FA) 18/3/71

Branch Office:
N. J. & Co., Private Ltd.,
12/90, Connaught Circus, New Delhi.

Regd. Office:
50, Princess Street, Bombay 2 BR.
Telephone: 313152

Associates:
N. J. & Co., (Cal.) Privat
1, Mullick Street, Calcut

Sl. No. 10

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub: Forest Defn - Belgaum Dist & Taluk - Ghataprabha - Mangatti village: S.No. 342 grant of 50 acres to M/s N. Jivanlal & Co for raising nurseries - sanctioned.

ORDER No. AFD. 97. FGL 70.

BANGALORE DATED THE MARCH '71.

With ref. to letter No. B3-97E-945/69-70 dated 18-8-70 of the C.C.F in Mysore B'lr, on the subject mentioned above, the Governor is pleased to accord sanction for the grant of 50 acres of land out of S.No. 342 of Mangatti Ghataprabha, Belgaum Tq & Dist subject to the following terms & conditions and subject to surrender of 50 acres of land out of 518 acres 1 guntas of land ~~and~~ granted in G.O. No. AFD. 214. FGL 68 dated 15.1.69

(1) The period of lease shall be co-terminous with the lease period fixed in G.O. No. AFD. 214. FGL 68 dated 15.1.69.

(2) The Company shall pay a rent of Rs 25/- per acre per year. Govt. however reserve the right to revise the rate earlier if necessary in a manner advantageous to Govt. if circumstances so warrant.

(3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years.

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4. The company should not use the land for any purpose other than the purpose for which it is leased.

5. The said area or any part thereof if required earlier by the Govt. for a public purpose should be surrendered by the company to the Govt. without claiming any compensation whatsoever within 3 months from the date of the notice.

6. The lease is liable to be determined if any one of the above conditions are violated

7. The lessee shall execute an agreement with the Govt. embodying the aforesaid conditions.

8. The lessee shall surrender and hand over the possession of so much out of 518-14 acres of the area in lease earlier.

This order issues with the concurrence of F.D. vide their U.O.No. 7353 dt. 16-12-70

W. 24/3/71

U/s A&K

To CCF

CP Belgaum

DFO Belgaum

M/s Jivandas & Co. (P) Ltd Nagindas Chambers. 167, P, D'Mello Road Bombay 1 BR

Sl. No. 11
Sub: as at p31

36 32

AFD. 97. FCI 70

M/s N. Jivanlal & Co (P) Ltd
Nagindas Chambers
167, P. D'Mello Road
BOMBAY 1, BR

With ref. to your representation dated 12.3.71, on the subject mentioned above I am directed to ~~send~~ enclose a copy of G.O. Ferry no. dated , for necessary action.

29/3/71,
U/S ABP

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Sub: Forest Department - Belgaum District & Taluk - Ghataprabha - Mangatti Village - S.No.342 - Grant of 50 acres to M/s.N.Jivanlal and Co., for raising nurseries - Sanctioned.

ORDER NO.AFD 97 FGL 70,
DATED: BANGALORE: THE 26TH MARCH 1971.

With reference to letter No.B3.GFL.945/69-70 dated 18-8-1970 of the Chief Conservator of Forests(General) in Mysore, Bangalore, on the subject mentioned above, the Governor is pleased to accord sanction for the grant of 50 acres of land out of F.S.No.342 of Mangatti Ghataprabha, Belgaum Taluk and District subject to the following terms and conditions and subject to surrender of 50 acres of land out of 518 acres 4 guntas of land granted in Govt. Order No.AFD 214 FGL 68 dated 15-1-1969.

1) The period of lease shall be co-terminus with the lease period fixed in Govt. Order No.AFD 214 FGL 68 dated 15-1-69.

2) The Company shall pay a rent of Rs.25/- per acre per year. Govt. however reserve the right to revise the rate earlier if necessary in a manner advantageous to Government if circumstances so warrant.

3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years

4) The company should not use the land for any purpose other than the purpose for which it is leased.

5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the company to the Department, without claiming any compensation what-so-ever within three months from the date of the notice.

6) The lease is liable to be determined if any of the above conditions are violated.

7) The lessee shall execute an agreement with the Govt. embodying the aforesaid conditions.

8) The lessee should surrender and hand over the possession of 50 acres out of 518.4 acres granted on lease earlier.

This order issues with the concurrence of Finance Department vide their U.O.Note No.7353 dated 16-12-1970.

M. A. Srinivasan
(M.A.Srinivasan)
Under Secretary to Government,
Agriculture & Forest Department.

To
The Chief Conservator of Forests(General) in Mysore, Bangalore.
The Conservator of Forests, Belgaum.
The Divisional Forest Officer, Belgaum.
The Accountant General, Mysore, Bangalore.

hns/26-3/8cs.

Sl. 11

38 35

AFD 97 FGL 70. 26th March 71.

The
Agriculture & Forest Department.

M/s. N.Jivanlal & Co.(P)Ltd.,
Nagindas Chambers,
167, P.D'Mello Road,
BOMBAY-1, BR.

Sir,

Sub: Forest Department Belgaum District and Taluk - Ghataprabha - Mangatti Village - S.No.342 grant of 50 acres to M/s. N.Jivanlal & Co. for raising nurseries - Sanctioned -

---

With reference to your representation dated 12-3-1971, on the subject mentioned above, I am directed to enclose a copy of Government Order of even number dated 29-3-71 for necessary action.

Yours faithfully,

ISSUED
Date 30-3-1971

(M.A.Srinivasan)
Under Secretary to Government,
Agriculture & Forest Department.

bys/26-3/

Sl. No. 12 AFD 2132 FA 71 25/3/71 39 36

Telegram: "NIRANJAN"
Telex: 011-3427

Telephone: 266527-28-29
P. O. Box No. 445.

N. JIVANLAL & CO., PRIVATE LTD.

IMPORTERS & EXPORTERS

Nagindas Chambers,
167, P. D'Mello Road,
BOMBAY 1 BR

Your Ref.

Our Ref.

March 12, 1971.

To

The Hon. Minister of State for Forests,
Government of Mysore,
B_A_N_G_A_L_O_R_E.

Sir,

Sub: Our request for additional 50 acres land in Belgaum Forest Division, Managutti village - Survey No. 342.

...

Ref: Our Agrobased, export-oriented small-scale Chemical industry in Belgaum Dt.

...

May we kindly refer you to our request for allotting us additional 50 acres land in Survey No.342 of Managutti village in Belgaum Forest Division, which is pending before your goodself for a long time.

We also refer to the discussions our Mr.N.B.H.Kulkarni and Mr.A.P.Patel had with the Hon. Chief Minister and your goodselves on 12th March 1971, when we explained, that

1) we have got dug quite a few bore wells through the Agricultural Department of Mysore Government by spending large amounts in the area of 518 acres allotted to us in Halbhavi village, Belgaum Division Forest area, for growing our Essential oil yielding plants - vide Government Order No.AFD 214 FGL 68 of 15.1.1969. But, we regret to inform you that we did not strike sufficient water in any of these wells, which is absolutely necessary for irrigating our plantation.

This is the reason why we requested for additional 50 acres in Survey No. 342 of Mangutti village, where we have

Contd.....

Branch Office:
N. J. & Co., Private Ltd.,
12/90, Connaught Circus, New Delhi.

Regd. Office:
50, Princess Street, Bombay 2 BR.
Telephone: 313152

Associates:
N. J. & Co., (Cal.) Private Ltd.,
1, Mullick Street, Calcutta 7.

No. B3/GFL/945/69-70

Sl, No. 13

41 37

CHIEF CONSERVATOR'S OFFICE(GENL.)
Bangalore, dated, 29 March, 1971.

AFD 2290 FA71
30/3/71

To

The Secretary to Government,
Agriculture and Forest Department,
BANGALORE.

Sir,

Sub: Request for additional 50 acres of land for development of nursery plantation in Managudi Forest Survey No.342 adjoining our present - leased land of 50 acres.

Ref: Letter No.dt.18-1-71, from M/s.N.Jivanlal & Co. Bombay, addressed to Govt.and copy endorsed to this office.

--

I invite reference to this office letter of even No.dated 18-8-1970, and request you kindly to obtain and communicate Government Orders in the matter early.

Yours faithfully,

Chief Conservator of Forests(Gl.)

30/3/71

Sir R
30/3

Sl. No. 14

42

AFD 2703 (A-71
16/4/71

C. F. No. 45]

GOVERNMENT OF MYSORE

Tele gram / phone

OFFICE OF

THE CHIEF CONSERVATOR OF FORESTS (GENL.)

IN MYSORE: BANGALORE.

No. No.B3/GFL/945/69-70.
Encls.

Date 15 APRIL: 1971.

To

The Secretary to Government,

Agriculture and Forest Department,
BANGALORE.

Sir,

Sub: Forest Department - Belgaum District and Taluk Ghataprabha - Mangatti Village - S.No.342 - Grant of 50 acres to M/s.N. Jivanlal And Co., for raising nurseries - Sanctioned.

Ref: Government Order No.AFD 97 FGL 70 dated 29-3-1971. P 34

13451

In the body of the Government Order , it is stated that the area of 50 acres is granted. The proper wording should be to lease the 50 acres as it is intended to be leased to the Company on certain terms and conditions.

2. Similarly in clause 6 of the conditions, it is stated that the lease is liable to be determined instead of the lease is liable to be terminated.

Sir R 8/16/4

3. I therefore, request you kindly to modify the above by issue of a Corrigendum.

Yours faithfully,

Chief Conservator of Forests(Gl.)

S/NW/15

Sub: as at p 38.

43 39

AFD-97-FGL70

CCF,

With ref. to your letter NW. B3/GFL/945/69-70 dated 15.4.71, on the subject mentioned above, I am directed to state that the G.O. given no. dated 29.3.71 is in order and there is no necessity to modify any word, as proposed by you.

~~There appears to be no necessity to modify the G.O. given no dated 29.3.71 as proposed by you.~~

J/L

US ASR

44

GOVERNMENT OF MYSORE

No.AFD 97 FGL 70.

Mysore Government Secretariat,
Vidhana Soudha,

Bangalore, dated 28th June 1971.

To

The Chief Conservator of Forests
(General) in Mysore, Bangalore.

Sir,

Sub: Forest Department - Belgaum District and Taluk Ghataprabha Mangatti village-S.No.342 - Grant of 50acres to M/s. N. Jivanlal & Co., for raising nurseries Sanctioned.

With reference to your letter No.B3/945/69-70 dated 15-4-1971, on the subject mentioned above, I am directed to state that the Govt. Order of even number dated 29-3-1971 is in order and there is no necessity to modify any word, as proposed by you.

Yours faithfully,

(B.N.Anjanappa)
i/c Under Secretary to Government,
Agriculture & Forest Department.

ISSUED
Date 29-6-1971

hns/28-6/

AFD-97-FGL70

it appears there is no necessity to change the 45 word adopted. Further the G.O. has been change in accordance with the proposal accepted by the cabinet (Ref. No K.20 & 21)

The C.C.F may be informed accordingly.

A draft letter to C.C.F is put up for approval.

25/6

DS7

Issue

25/6/21

25/6.

May be recorded B.

12/7/21

① P39.

Dy. Secy. A&SD No. 2547 25/6.

46

AFD. 97. FGL 70.

SECRET

Extract from the Proceedings of the Tenth *Meeting of the Cabinet of Ministers held at Bangalore on* 17th March, 1971

Subject: C.558/70

Forest Department - Belgaum District - Ghataprabha - Mangatti Village - S.No.342 - Request of M/s. N.Jivanlal & Co., to grant additional 50 acres of land for raising nurseries -

Note 2/

DECISION OF CABINET

Fifty acres of land in Forest Survey No.342 of Mangatti Village, Ghataprabha Division, Belgaum District, should be granted to Messrs. Jivanlal, for raising nurseries, subject to the conditions mentioned in para 6 of the Cabinet Note and subject further to the surrender of fifty acres out of the 518 acres 4 guntas allotted earlier.

Sd/- Veerendra Patil,
Chief Minister
(17-3-1971)

Secretary,
Agri. & Forest Dept.

2054
18.3.71

19/3

19/3/71

Note.22

Note.21.

A draft G.O. is put up for approval
DS)
24/3/71

Secy. A&D
No. 1546
24/3

"EXTRACT"

(Syed Basheer Ahmed)
Deputy Secretary to Government, G.A.D.

May be issued
25/3/71

N.B.: A copy of order issued on the Cabinet decision may kindly be sent to Cabinet Section for record.

25/3/71

8/3

Re-orders

AFD-97-FAL70

Sl. No. 14. letter No. B3/AFL/945/69-70 dated 15-4-71 of the C.C.F. B'lore.

47

In G.O No. AFD-97-FAL70 dated 29-3-71, an area of 50 acs of land was ordered to be granted out of S.No. 342 of Mangatti, Belgaum Taluk & Dist, to M/s N. Jivanlal & Co. Bombay for raising nurseries, to their Rosha Grass Industry, subject to certain terms & conditions, as decided by the cabinet. (Ref. No 14.11)

0

P34

The C.C.F has now requested to modify the following:

(1) The word "grant" to be modified as "lease": The word "grant" appears in the 4th line of the first para of the G.O dated 29-3-71. The contention of C.C.F in asking modification of this word is not understood, as it doesn't mean that it is granted under Dharakast rules or there are any restrictions to use the word "grant".

(2) In clause 6 it is stated that "The lease is liable to be determined if any of the above conditions are violated. The C.C.F has requested to modify the word "determined" as "terminated". Since there is no difference in both the words

SECRET. 1970 AFD 97 FGL 70 48

NSH-20

CABINET NOTE.

Subject: C.558/70
Forest Department - Belgaum District - Ghattaprabha - Mangatti Village S.No.342 - Request of M/S N.Jivanlal & Co., to grant additional 50 acres of land for raising nurseries.

---

1. In Government Order No.AFD 214 FGL 68 dated 15-1-1969, an extent of 518 acres 4 guntas of land in F.S.No.82 to 88 and 91 to 103 of Chigrimal, Halbhavi Village, Belgaum Taluk & District was ordered to be granted on lease basis to M/S N.Jivanlal & Co., Bombay for setting up a factory for extraction of essential oils and for raising all kinds of essential oil yielding grasses.

2. In Government Order No.AFD 315 FGL 68 dated 8-10-1968, an extent of 50 acres of land out of F.S.No.342 of Mangutti village and coupe No.28 of F.S.No.XXXIX of Belgaum was ordered to be granted on lease basis for putting up factory, staff quarters, nurseries etc.

3. M/S N.Jivanlal & Co., in their representation dated 19-12-1970 represented to grant another 50 acres of land in F.S.No.342 of Mangatti for raising nurseries as the area granted for the purpose has become in adequate due to the fact that 25/30 acres of rocky area has been reserved for construction of quarters etc.

4. When the Chief Conservator of Forests has been consulted he has reported on 18-8-1970 that he has no ~~xx~~ objection.

5. When the file was submitted to the Minister of State for Forests on 9-9-1970 he desired to put up the case to the Cabinet.

6. The following are the terms and conditions proposed for grant of 50 acres of land to M/S N.Jivanlal & Co.

(1) The period of lease shall be co-terminus with the lease period fixed in G.O.No.AFD 214 FGL 68 dated 15-1-1969 leasing 518 acres 4 guntas of land.

(2) The company shall pay a rent of Rs. 25/- per acre per year. Government however reserve the right to revise the rate earlier if necessary in a manner advantageous to Government if circumstances so warrant;

(3) The land should be used only for the purpose of raising nurseries and should be utilised within a period of 2 years;

(4) The Company should not use the land for any purpose other than the purpose for which it is leased.

(5) The said area or any part thereof if required earlier by the Department for a public purpose should be surrendered by the company to the Department without claiming any compensation what soever within 3 months from the date of the notice;

p.t.o.

(6) The lease is liable to be determined if any of the above conditions are violated.

7. Finance Department have agreed to the proposal.

8. Approval of the Cabinet is sought to grant on lease an extent of 50 acres in S.No.342 of Mangutte, Ghataprabha Division, Belgaum District to M/S N.Jivanlal & Co., Bombay for raising nurseries subject to the terms and conditions mentioned at para 6 above.

(R.A.NAIK)
SECRETARY TO GOVERNMENT,
AGRICULTURE & FOREST DEPARTMENT.

M. G. S. | **Subject:** | **File No.** AFD-97-FGL-70

Note. 17

FD agrees to the proposal at 'A' on pre-page.

16.12.70

Note. 18

Ref. 16 & 17.

A modified draft cabinet note is put up for approval

the period of lease and also lease rent mentioned in the cabinet note is in accordance with the opinion of F.D. at Note 11 and 17

Note. 19

Approved.

21/12/70

ALUR HANUMANTHAPPA
Min. of State for Forests

From pre-page.

7353

Secy A+FD

DS. 16/12

M/S (Forest)

17/12/70 18/12

Sir R 17/12

AFD 9696 FA 70 17/12/70

DS) 19/12/70

Dy. Secy. A&B No. 7789 19/12. 8683

Secy. A&F

21/12

19/12/70

Min (Forests)

C.S. on tour. Jr. Secy. G.A.D.

C.S) CA) 22/12/70

U.O.No.FD 4830/W2/70. FINANCE DEPARTMENT (W&S.II)

Finance Department is unable to agree to the reduction of the rate from Rs.150/- per acre to Rs.80/- per acre. The opinion already expressed by Finance Department in Note-11 does not require any change.

(Approved by J.S).

H.C. Sreenivasa 27/11/70
(H.C. Sreenivasa)
Under Secretary to Government,
Finance Department (W&S)

8.42.

A&F Dept. 27/11/70

Pl speak (9/29/71

Secy. A&F) 27/11/70

D.S.

Spoken 27/11/70

— 15 —

① The rate of Rs. 150/- proposed earlier & incorporated in the GO is based on the earlier GO. No. AFD 291 FGL 69, dated 6.12.68, issued in the case of the Indian Plywood (Flag 'A' in the L/F. placed below). The Land has been given on lease @ the same rate per acre for storage of timber. The purpose being, non agricultural, it has been decided as for industrial purposes. This rate is being treated as the Sanctioned rate.

② The reconsidered proposal of Rs. 80/- is based on the earlier lease granted to the same Concerns namely M/s Jeevan Lal Co, vide GO dated 8.10.68 (Flag B) granting 50 acres of Land for mainly non agrl. purposes where the Company have ~~also~~ requested for fixation of Rs. ~~50/-~~ 25/- per acre, as has been done in the case of similar lease of 50 acres vide GO. dated 15.1.69 (Flag 'C').

At the time of adopting the rate of Rs.150/-in the case of Indian Plywood, original proposal was of Rs.80/-. But the F.D. were of the view that in view of the special circumstances stated by the CF the rate of Rs.150/- would be preferable and so on. From the connected file placed below it is rather difficult to find the special circumstance referred to by the F.D. However since the rate of Rs.150/-happened to be advantageous to the Government, the same has been adopted in that case. In regard to the case under consideration, it is seen that for plantation purposes the rate of Rs.25/-per acre has been agreed, that too with staggered progressive payment for example:

10% for the first 2 years
25% for the 3rd year
50% for the 4th year
75% for the 5th year and
fulllease amount per year from the
6th year onwards.

When the rental of Rs.25/-has been fixed in similar case, there seems to be no justification now to fix Rs.80/- much less Rs.150/-per acre to the same party for the same purpose. The rate of Rs.150/-formerly recommended by the FD was fixed for industrial purposes whereas the present lease is purely for raising nursery plantations. In all fairness the same rate of Rs.25/-as fixed in G.O dated 15th January 1969 Flag 'C' should be fixed in this case, also.

A

Dy. Secy. A&P
No. 7353.
8247

2/12/70

Note/b

~~Secy. A (F)~~

A may be agreed to, pl (If desired) Secy FD may kindly discuss this with me before giving his views)

Secy F.D. (S. Mani Narayanswamy) 4/XII

AFD-97-FGL70

53

and afforest. F.D may above

21/8

The proposal for the grant of an additional extent of 50 acres of land in F.S. No 342 Mangutti Village, Belgaum Division in favour of M/s N. Jivanlal and Co. Ltd, Bombay for raising nurseries as recommended by the C.C.F. may be agreed to. The terms & conditions have been indicated in the G.O.

F.D. may be consulted.

6099

4959

DS) 22/8/70

FD) Note. 4 22/9/70

U.O.No.FD 4110/W2/70. FINANCE DEPARTMENT (W&S. II)

Finance Department agrees to the proposal subject to the condition that the period of lease for this additional area may be made co-terminus with the lease period fixed for 518 acres 4 guntas of forest land previously leased to this Company.

(Approved by F.S).

H. C. Sreenivasa 9/9/70
(H.C. Sreenivasa)
Under Secretary to Government,
Finance Department (W&S)

35469

35469

A&F Dept. Draft G.O. @ Page 12 is for appr. C.M's Office has been reminding us about this case. 9/9/70

Secy. A&F) 9/9

Note 12

F.1623

Min (Forests) prepare a Cabinet note for approval Secy A&F. 6/10/70 5/10/70.

6/10

AFD. 97. FGL 70

54

Note: 13.

Ref. Note. 12.

①

A draft cabinet note is put up for approval. As agreed L.F.D, it is proposed to fix the lease rent as Rs 150/- per acre per annum on the basis of 50 acres of land granted L M/s Jiwanlal & Co. in G.O. No. AFD. 315-FGL 68 dated 8.x.68. But the proposal varies a little. The lease made in G.O. dated 8.x.68 was only for locating factory staff quarters, for raising nurseries etc:

The present proposal is to lease the land only for raising nurseries and not for building purposes. Usually Rs 150/- per acre per annum is levied as rent for lands leased for industrial purposes.

As the present proposal is only for raising nurseries, it appears a substantial reduction in rent may be necessary. In view of the same it is for orders whether the rent may be reduced, if so the quantum of rent to be fixed.

The rent may be fixed at Rs 80/- per acre per annum.

16/10

DS 16/10/70

For advice on 'A'

17/10/70

FD

① Sl. No. 8.

② Hajir.

'A'

Dy. Secy., A&F
No. 6383
17/10

55 AFD. 97. FEL 70

Sl. No. 6. letter No. 03/GFL/945/69-70 dated 18.8.70 of the C.C.F. B'lm

Note. 10

(i) In G.O. No. AFD. 214. FEL 68 dated 15.1.69 an extent of 518 acres 4 guntas of land in F.S. No. 82 to 88 and 91 to 103 of Chigimal, Halbhavi village Belgaum Tq & Dist was ordered to be granted on lease basis to m/s N. Jivanlal & Co. Bombay for setting up a factory for extraction of essential oils and for raising all kinds of essential oil yielding grasses.

(ii) In G.O. No. AFD. 315. FEL 68 dated 8.X.68, an extent of 50 acres of land out of F.S. No. 342 of Mangutti village & Compt No 28 of F.S. No. XXX 120 of Belgaum was ordered to be granted on lease basis for putting up factory, staff quarters, nurseries etc.

(iii) m/s Jivanlal & Co in their representation dated 19.2.70 represented to grant another 50 acres of land in F.S. No. 342 of Mangutti for raising nurseries as the area granted for the purpose has become inadequate due to the fact that 25/30 acres of rocky area has been reserved for construction

of quarters etc.

(iv) The C.C.F has expressed that he has no objection to grant the additional 50 acres of land requested, in F.S. No. 342 of Mangatti, Belgaum Tq, for the purpose subject to the condition that the Co. should cultivate the entire area within 2 years.

(v) Further with ref. to G.2 dated 12.3.70, the C.C.F has not positively claimed about the activities of the Co. Only the D.F.O in his letter dated 6.7.70 has expressed that, as assessment from the Co. an extent of 100 acres of land is brought under cultivation. It is not clear why the D.F.O. has not inspected to know whether any improvements have been made or not by the Co. Further the C.C.F has not furnished the terms and conditions under which the land is to be grazed. However it is presumed that the land is to be grazed on the same terms and conditions as laid down in G.O. No. AFD. 315. FCL 68 dated 8.X.68.

However the proposal of C.C.F may be accepted. A draft G.O. is put up for consideration

files everyday, the bus files marked, and in which reminders are to be issued on a particular day.

A. This has not been put into practice in the section. However in important cases the reminders are being issued by me positively. Despite of it, it is inevitable to exclude some files in issuing reminders.

7) 14/8. The work in the section is heavily loaded so as to incapacitate the full and complete work from the entire staff irrespective of the work assigned. There is only one junior asst who is having much work and there is no other Jr Asst for any work who used to be previously but which has been discontinued after reorganisation of Sect administration.

B. ~~for handling his work~~

14/8.

8) The position stated at 'A' is correct.

Regarding 'B' according to the staffing pattern of G.A.D. only one Jr. Asst is given to each section. For one Jr. Asst it is difficult to issue reminders besides attending to routine of work dispatching papers, recording, maintenance of file register, and maintenance of bus register. There is also a proposal under consideration of G.A.D. to attach one more Jr. Asst to each section.

However, Jr. Asst has been

asked to issue periodical reminders.

DS

18/8/70

Note 7

18/8/70

It is true that the vol. of work on this Section is much more than what one C.W. is expected to or can physically handle.

Ref. Note 5.

18/8/70

4859
18/8

Secy., A. & F.
No. 5534

Secy. A&F

Note.8

I am not quite satisfied with the explanation furnished. I am ready to concede that the volume of work may be little more than what a case worker is normally expected to handle. Even then, keeping track of at least important references is legitimate part of the case worker's duties and the fact that, for more than two to three months, a reminder is not issued indicates that the case worker has not been able to organize his work properly. This also indicates that the supervision over his work by the S.O. and U.S. is very much inadequate. I hope to see improvement in this regard in future.

D.O. letter as dictated may issued. Put up on 24/8

(R.A.Naik)
Secretary, A.&.F.Dept.
18.8.1970

DS

18/8

US(Forests)

20/8/70

Note.9

The report of C.C.F. has since been received. The D.O. letter to C.C.F may be withheld.

59 AFD.97.FGL70

Sl.No.1. Refn. dated 19.2.70 of m/s ~~[illegible]~~ N. Jivanlal & Co.

Sl.No.2 ——— " ———

NOTE 1

P2 cf 1) Minutes of C.M at P2 c/f:

"W.C m/ Forests. Pl. obtain a report from the Concerned and consider their request early"

Sd/- V.P.
Dated 20.2.70
C.M.

NOTE 2

P.2 cf 2) Minutes of the Minister for forest at P2 c/f:

"Secretary to get the proposal from C.C.F early for additional area for the factory"

Sd/- AH
Dated 20.2.70
M(F)

Secy., A. & F.
No.
Date

NOTE 3

3) Minutes of the Minister for Forests at P4 c/f:

P.4 cf "D/s to ascertain from C.C.F and C.F concerned whether the land leased has been fully utilised. If so what are all the activities of the company. Regarding additional area, the remarks availability of the land may be furnished".

Sd/- AH
Dated 22.2.70
M(F)

NOTE 4

4) Draft letter to C.C.F is put up for approval

9/3

Issue
ISSUED 12/3/70 10/3/70

AFD. 97. FGL70

60

Note. 5

(i) Please issue the D.O. to the C.C.F. as dictated.

(ii) The C.C.F. was requested to furnish certain information on 12.3.1970. I would like to know why reminders were not issued to him from time to time as required under the rules.

5

5042

Secy. A.&.F.Dept.
2.8.1970

US(Forests)

Issued 3.8.70.

3/8/70

Note. 6

(iii) Ref. para (ii) of Note. 5.

I used to get 60-80 receipts per week, since the time I took charge of the section apart from the normal files retained for security. There are nearly 400 files in sections, pending C.C.F's reply/reply. Since the time I took charge I have been representing the overburden kept on me and requesting to give an Assistant for help. But my requests have all become futile. I bring to kind notice, that I am getting maximum receipts, in comparison with any Assistants in Forests A&B sections. Inspite of it, I used to spend most of the holidays in office, apart from early coming and late going. ~~today~~.

6

According to para 129 of the Secretariat Manual, the district should give

For personal & secrecy.

Chief Min
No. 34319
30/7/70

5042

PS to CM

30.7.70

Seen. Arrange to speak pl.

31/7

Ref
The Connected file is placed below. Report from the CCF is awaited. (W.C. Govt letter at Sl no: 4).
P
29.7.

M/s N.Jivanlal & Co. (P) Ltd., who have been given 50 acres of land for nursery and 500 and odd acres of land for growing essential oil-yielding plants have asked for further extent of 50 acres in Belgaum area. This question is pending from a long time. They say a last extent of land out of 50 acres now granted on lease is rockey. Hence the present request for further 50 acres of land.

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DOCKET SHEET

Department: A&F

File No. AFD 97 FGL 70

Section Forest 'A'

Volume:

SUBJECT

Belgaum Dist- Rep. of N. Javimlal & Co. for grant of 50 acres of land

R. & I. SECTION F.D. No. 1 Date 18/8/70 Section DS.	To whom sent 2	Instructions 3
Secy., A. & F. No. 5534 Date 18/8/70.		Dy. Secy. F.D. (W & S) No. 8923 Date 7/12
R. & I. SECTION F.D. No. Date 24/8 Section W.II	RBJ 24/8	3987/15 8.12.70
Secy., A. & F. No. 6099 Date 9/9.		CABINET SECTION No. C.538/70 Date 23/12/70
Min. of St. Forests. No. F1623 Date 10/9/	Secy A & F.	
R. & I. SECTION F.D. No. Date 17/10 Section W.II	RBS 17/10	
Secy., A. & F. No. 8142 Date 27/11.		
Min. of St. Forests. No. F3021 Date. 21/12.	C.S. 22/12	

[P.T.O.

64

WD—06111—GPB—2,000 pads of 100 shts. each—4-[illegible]-61

Number and date 1	To whom sent 2	Instructions 3
8247 2.12.70		
3916/15 4.12.70		
8683 21/12		